ssm

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 4091 OF 2007

IN

APPEAL (L) NO.1074 OF 2006

IN

WRIT PETITION NO.2846 OF 2006

Shri N.P. Wadkar ...Appellant.

Vs.

Air India Ltd. ...Respondent.

Mr.Ritesh Kursingh i/by Mr. N.M. Ganguli for the appellant.

Ms. Priya Borgavkar i/by M/s. M.V.Kini & Co. for the respondent.

CORAM : DR.S.RADHAKRISHNAN & ANOOP V. MOHTA, JJ.

DATED : 28TH NOVEMBER, 2007

P.C.

. Heard the learned counsel for the appellant and the learned counsel for the respondent. By this Notice of Motion, the appellant is seeking quashing and setting aside the order dated 6th March, 2007 passed by the learned Prothonotary and Senior Master, rejecting the registration of Appeal Lodging No. 1074 of 2006.

2. Perused the affidavit in support of Notice of Motion. For the reasons stated therein, sufficient

cause is made out for quashing and setting aside the order of the learned Prothonotary and Senior Master. It is made clear that if the appellant fails to remove the office objections within a period of two weeks, the earlier order of the learned Prothonotary and Senior Master dated 6th March, 2007 will stand revived. The learned counsel for the appellant undertakes to remove the office objection in the appeal.

(ANOOP V. MOHTA, J.) **(DR.S.RADHAKRISHNAN,J.)**